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8 **UNITED STATES DISTRICT COURT**

9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Respondent/Plaintiff,

12 v.

13 ARI JAMES LANGNER,

14 Petitioner/Defendant.

Case No. 2:12-cr-00033-GMN-PAL-1

**STIPULATION TO DISMISS
MOTION TO VACATE WITHOUT
PREJUDICE PURSUANT TO
FED. R. CIV. PRO. 41(a)(1)(A)(ii)**

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16 IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the
17 Respondent, Appellate Chief and Assistant United States Attorney Elizabeth Olson White, and
18 counsel for the Petitioner, Sunethra Muralidhara, Assistant Federal Public Defender, that
19 Petitioner's Motion to Vacate, ECF No. 65, be dismissed pursuant to Fed. R. Civ. Pro.
20 41(a)(1)(A)(ii).

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1 In light of the fact that Defendant was released from custody on January 24, 2017, the
2 government consents to dismissal of his motion to vacate without prejudice.

3 DATED this 21st day of May, 2018.

4 RENE L. VALLADARES
5 Federal Public Defender

DAYLE ELIESON
United States Attorney

6 /s/ *Sunethra Muralidhara*
7 By _____
8 SUNETHRA MURALIDHARA
Assistant Federal Public Defender

/s/ *Elizabeth Olson White*
By _____
ELIZABETH OLSON WHITE
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Respondent/Plaintiff,

5 v.

6 ARI JAMES LANGNER,

7 Petitioner/Defendant.
8
9

Case No. 2:12-cr-00033-GMN-PAL-1

**[PROPOSED] ORDER DISMISSING
MOTION TO VACATE WITHOUT
PREJUDICE AND VACATING
HEARING**


10 Having received a stipulation to dismiss the Petitioner's Motion to Vacate, ECF No. 65.

11 IT IS HEREBY ORDERED that Petitioner's Motion to Vacate, ECF No. 65, be
12 DISMISSED WITHOUT PREJUDICE. The Court does not make determination as to whether
13 any future filing would be considered a second or successive petition.

14 IT IS FURTHER ORDERED that the hearing scheduled for June 25, 2018 at 1:30 p.m.
15 in courtroom 7D, is VACATED.

16 DATED this 22 day of May, 2018.

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GLORIA M. NAVARRO
UNITED STATES DISTRICT JUDGE